

IN THE U.S. PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re application of

Frank ARNDT et al.

Conf. 5638

Application No. 10/590,962

Group 2834

Filed August 29, 2006

Examiner D. ROSENAU

CLADDING COMPRISING AN INTEGRATED POLYMER ACTUATOR FOR THE
DEFORMATION OF SAID CLADDING

Response to Notification of Non-Compliant Appeal Brief

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

May 18, 2009

Sir:

This responds to the Notification of Non-Compliant
Appeal Brief mailed April 16, 2009.

Remarks begin on page 2 of this paper.

An **Appendix** is attached following the signature page of
this paper.

REMARKS

The Notification of Non-Compliant Appeal Brief indicated that the Appeal Brief filed March 23, 2009 did not present an argument under a separate heading for each ground of reaction on appeal.

Responsive to this objection, an amended Appeal Brief which replaces the previously filed, but not entered, Appeal Brief is attached hereto.

As this amended Appeal Brief addresses this issue raised by the Notification of Non-Compliant Appeal Brief, the Appeal Brief is believed to be fully compliant.

Should there be any outstanding questions, it is requested that the undersigned attorney be contacted telephonically to resolve these as quickly as possible.

The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

YOUNG & THOMPSON

/Andrew J. Patch/

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APPENDIX:

The Appendix includes the following item:

- amended Appeal Brief